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DEC 04 2008  
PLANNING & DESIGN SERVICES

CITY OF HURSTBOURNE, KENTUCKY  
ORDINANCE # 08-05, SERIES 2008  
AN ORDINANCE ADOPTING THE REVISED MARCH 2006 TEXT  
OF LAND DEVELOPMENT CODE

WHEREAS, the Louisville Metro County Planning Commission (after holding a public hearing as required by law) recommended to the City of Hurstbourne the adoption of certain amendments to the Land Development Code and all those changes are reflected in the March 2006 version of said Land Development code transmitted to the City of Hurstbourne by the Planning Commission,

AND WHEREAS, the City of Hurstbourne, after consideration of the Findings of Fact and recommendation of the Louisville Metro County Planning Commission, hereby adopts such record and Findings of Fact and approves the proposed amendments and additions to the Land Development Code; the March 2006 version.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION THE CITY OF HURSTBOURNE**

Section 1. City of Hurstbourne Ordinance No. 08-05, Series 2008 adopting the 2003 version of the Land Development is hereby repealed in its entirety.

Section 2. The Findings of Fact, and recommendation of the Louisville Metro County Planning Commission, regarding certain amendments to the Land Development Code; all of which is reflected in the March 2006 version of said Land Development code transmitted to the City of Hurstbourne by the Planning Commission, be and hereby is adopted in full by the City of Hurstbourne, Kentucky, along with any subsequent amendments up to the date of this ordinance, including those reflected in Planning Commission Case Numbers 9815; 9816; 8945 and 10414. This approval is conditioned upon the specific exceptions set out in this ordinance.

Section 3. Nothing in this approval is intended in any way to affect the statutory right of the City of Hurstbourne to make application for and enact by its ordinance changes in the text of the Land Development Code. That right is set out in KRS 100.211, requiring that after public hearing held by the Planning Commission on the proposed text change, it comes to the City of Hurstbourne for final legislative action.

Section 4. Nothing in this approval is intended in any way to approve the text found at Section 5.9.2 in the Land Development Code, regarding mandatory street connectivity. The City of Hurstbourne hereby finds that mandating street connectivity often puts an unreasonable burden on the surrounding community and traffic patterns. The City of Hurstbourne finds that the goal of extending street connections must be balanced with the impact of those connections to the quality of life of the surrounding community and any contrary language in the 2006 version of the Land Development Code is specifically excluded by this ordinance.


Section 5. Nothing in this approval is intended in any way to affect prior approved, legally enforceable ordinances of the City of Hurstbourne, which remain in full force and effect.

law. Section 6. This Ordinance shall be effective upon adoption and publication as required by

First Reading: August 12, 2008 .

Second Reading: August 26, 2008.

Adopted this 26th day of August 2008.

  
Robert English, Mayor

Date: 082608

ATTEST:

  
Ronald J. Howard, City Clerk

Date: 082608

Those in Favor: 5

Those Opposed: 0